

UNITED STATES DISTRICT COURT

for the

Western District of North Carolina

United States of America

v.

Careen Lee Harrell

Date of Original Judgment: 7/20/2020

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

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)Case No: 0419 3:19CR00229-001USM No: 34919-058

Pro se

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,


IT IS ORDERED that the motion is:☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment(as reflected in the last judgment issued) of _____ months **is reduced to** _____.

(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted)


Except as otherwise provided, all provisions of the judgment dated 7/31/2020, shall remain in effect.

IT IS SO ORDERED.

Signed: May 28, 2024



Frank D. Whitney
United States District Judge



Effective Date: _____

(if different from order date)

This page contains information that should not be filed in court unless under seal.
(Not for Public Disclosure)

DEFENDANT: Careen Lee HarrellCASE NUMBER: 0419 3:19CR00229-001DISTRICT: Western District of North Carolina**I. COURT DETERMINATION OF GUIDELINE RANGE (*Prior to Any Departures*)**Previous Total Offense Level: 31Amended Total Offense Level: 31Criminal History Category: VCriminal History Category: IVPrevious Guideline Range: 168 to 210 monthsAmended Guideline Range: 151 to 188 months**II. SENTENCE RELATIVE TO THE AMENDED GUIDELINE RANGE**

- ☐ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a substantial assistance departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ The reduced sentence is above the amended guideline range.

III. FACTORS CONSIDERED UNDER USSG § 1B1.10 AND 18 U.S.C. § 3553(a) (*See Chavez-Meza v. United States, 138 S.Ct. 1959 (2018)*)

Defendant is not eligible for a sentence reduction under Amendment 821 to the United States Sentencing Guidelines because her aggregate sentence of 180 months represented the statutory mandatory minimum sentence on Counts 1, 2, and 3. Under Part B of the Amendment, Defendant now scores nine criminal history points instead of ten, which results in a criminal history category of IV and a guideline range of 151 to 188 months. However, under Sentencing Guideline Sections 5G1.1 and 5G1.2, the sentence imposed may not be less than the statutorily required minimum sentence, which in this case was 180 months. Therefore, application of Amendment 821 does not warrant a reduction in Defendant's sentence.